

ASSIGNED 18310

Serial No.

AMENDED

APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office..... SEP 2 1959

Returned to applicant for correction..... FEB 22 1960

Corrected application filed..... APR 25 1960

Map filed..... APR 25 1960

The applicant, BIG SPRINGS LAND AND CATTLE COMPANY, incorporated under the laws of the State of Nevada on the 28th day of July, 1958, of Wells, County of Elko,

State of Nevada, hereby makes application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.)

1. The source of the proposed appropriation is Johnson Creek
Name of stream, lake or other source.

2. The amount of water applied for is one (1) second-feet.
One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet..... acre-feet.

3. The water to be used for Irrigation
Irrigation, power, mining, manufacturing, domestic, or other use.

4. If use is for:

(a) Irrigation (state number of acres to be irrigated) 100

(b) Stockwater (state number and kinds of animals to be watered)

(c) Other use (describe fully under "No. 11. Remarks")

(d) Power:

(1) Horsepower developed

(2) Point of return of water to stream

5. The water is to be diverted from its source at the following point: SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 35, T.

36 N., R. 66 E., M.D.B.&M., or at a point from which the northwest corner of said section 35 bears N. 2° 10' W., 1398.00 feet.
Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land, it should be stated.

6. Place of use Portion of Lot 1, Lot 2, SW $\frac{1}{4}$ NE $\frac{1}{4}$ and SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 3
Describe by legal subdivision, if on unsurveyed land it should be so stated.
and SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 2, all in T. 35 N., R. 66 E., M.D.B.&M.

7. Use will begin about January 1st and end about December 31st, of each year.
Month Month

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Water will be diverted through existing North, South, Slough and reservoir Ditches jointly with other State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits. waters forming the subject of Certificated of Appropriation issued on May 6, 1919 in connection with application No. 2210.

9. Estimated cost of works..... None

10. Estimated time required to construct works..... 5 years

11. Remarks. The water forming the subject matter of this application forms a part of the waters covered by Certificate issued on May 6, 1919, in connection with Application No. 2210 to which applicant is the successor in interest of Utah Construction Company, the original appropriator, and consists of that water not being used for culinary and domestic purposes at Wendover, Nevada, which was covered by Application No. 11074, it being the purpose of this application to recapture for use upon the above described property that portion of the water covered by application No. 11074 which is not used and for some time last past has not been used at Wendover, Nevada.

Compared..... HS/LB..... HS/EW..... Applicant BIG SPRINGS LAND AND CATTLE CO.,
Big Springs Land & Cattle Co.
By s/ Sidney H. Robinson
its attorney

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to all existing rights on the source, and with the understanding that no finding has been made as to abandonment. A substantial headgate and measuring device must be installed and maintained to facilitate the measurement and control of water. The State retains the right to regulate the use of the water herein granted at any and all times.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.0 cubic feet per second, or a yearly duty of 4.0 acre-feet per acre of land irrigated.

Actual construction work shall begin on or before November 17, 1961

Proof of commencement of work shall be filed before December 17, 1961

Work must be prosecuted with reasonable diligence and be completed on or before November 17, 1962

Proof of completion of work shall be filed before December 17, 1962

Application of water to beneficial use shall be made on or before November 17, 1965

Proof of the application of water to beneficial use shall be filed on or before December 17, 1965

Map in support of proof of beneficial use shall be filed on or before December 17, 1965

Commencement of work filed DEC 1 3 1961

Completion of work filed NOV 16 1963

Proof of beneficial use filed DEC 8 1964

Cultural map filed DEC 10, 1964

Certificate No. 5831 Issued DEC 17 1965

Recorded Feb 22, 1965 Bk 52 Page 659

218 (Rev.)

Elko County

Abrigated By 5814310

WITNESS MY HAND AND SEAL this 17th day

of May, 1961

EDMUND A. MUTH

State Engineer

By Elmo J. DePree

Assistant State Engineer